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U.S.P.T.O.
UTILITY PATENT APPLICATION TRANSMITTAL
(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. 8012-1164-122276 U.S.P.T.O.
10/774464
021004

To the Assistant Commissioner of Patents

Transmitted herewith for filing is the patent application of:

Inventors: Satoshi OMURA, Hiroshi TOMODA, Yoko TAKAHASHI, Yutaka EBIZUKA and Masaaki SHIBUYA

This application is a continuation division continuation-in-part of co-pending Application No. 10/359,145, filed on **February 6, 2003**, the entire contents of which are hereby incorporated by reference.

Title: NOVEL K99-5041 SUBSTANCE AND PRODUCTION THEREOF

Enclosed are:

- 22** Pages of Specification containing 6 claims
- 8** Sheets of formal Drawings Abstract of the Disclosure
- Submission of English translation of prior provisional application under 37 CFR 1.78(a)(5)
- Newly executed Oath or Declaration/Power of Attorney
- Copy of Oath or Declaration/Power of Attorney from a prior application (continuation/divisional)
- The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied as indicated in the preceding box, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
- Deletion of inventor(s). A signed statement attached deleting inventor(s) named in the prior application (see 37 CFR 1.63 (d)(2) and 1.33(b))
- Applicant claims small entity status under 37 C.F.R. § 1.27
- Application Data Sheet under 37 C.F.R. § 1.76
- Assignment Papers (cover sheet & document(s))
- An assignment to **THE KITASATO INSTITUTE** for parent application no. 10/359,145 was recorded on June 24, 2003 at Reel 013755, Frame 0994-0995
- Information Disclosure Statement (IDS) w/PTO-1449 - Copy of IDS citations
- Preliminary Amendment
- Itemized Return Receipt Postcard
- Certified Copy of Priority Document(s)
- Priority of **Japan** application No. 2002-078019 filed in **Japan** on March 20, 2002 is claimed under 35 U.S.C. § 119. See attached copy of the Letter claiming priority filed in the prior application on February 6, 2003.
- CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
- Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
- a. Computer Readable Form (CRF)
- b. Specification Sequence Listing on:
i. CD-ROM or CD-R (2 copies); or ii. paper
- c. Statement verifying identity of above copies
- Other Attachment: _____

UTILITY PATENT APPLICATION TRANSMITTAL
(continued)

Attorney Docket No. 8012-1164-1

If a CONTINUING APPLICATION, check appropriate box, and supply requisite information below and in a preliminary amendment or in an Application Data Sheet under 37 CFR 1.76:

Continuation Divisional Continuation-in-part of Prior Appln. # 10/359,145
Prior Application Information: Examiner: A. Small Tech Center: 1626

- This application is a division of co-pending Application No. 10/359,145, filed on February 6, 2003, the entire contents of which are hereby incorporated by reference.--
 --This application is a division of co-pending Application No. 10/359,145, filed on February 6, 2003. Application No. 10/359,145 is the national phase of PCT International Application No. PCT/____ / ____ filed on ____ under 35 U.S.C. § 371. The entire contents of each of the above-identified applications are hereby incorporated by reference.--

CORRESPONDENCE INFORMATION

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The filing fee has been calculated as follows:

FOR	NUMBER FILED	NUMBER EXTRA	SMALL ENTITY		LARGE ENTITY	
			RATE	FEE	RATE	FEE
BASIC FEE				\$385.00		\$770.00
TOTAL CLAIMS	<u>6 - 20 =</u>	_____	\$9.00	\$_____	\$18.00	\$_____
INDEPENDENT CLAIMS	<u>4 - 3 =</u>	1	\$43.00	\$_____	\$86.00	<u>\$86.00</u>
MULTIPLE DEPENDENT CLAIM FEE			\$145.00	\$_____	\$290.00	\$_____
TOTAL SMALL ENTITY			\$_____			
TOTAL LARGE ENTITY						<u>\$856.00</u>

- A Check in the amount of 856.00 to cover all fees is attached.
 The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to Deposit account No. 25-0120 in the name of Young & Thompson, as described below. A duplicate copy of this sheet is enclosed.
 The Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 25-0120 for any additional fee required under 37 C.F.R. §§ 1.16 or 1.17.

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Date: February 10, 2004